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10/786,742	02/25/2004	Christopher E. Bales	BEAS-01371US1	3001
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FLIESLER MEYER LLP 650 CALIFORNIA STREET 14TH FLOOR SAN FRANCISCO, CA 94108			EXAMINER HEFFINGTON, JOHN M	
			ART UNIT	PAPER NUMBER
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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<b>Office Action Summary</b>	Application No. 10/786,742	Applicant(s) BALES ET AL.	
	Examiner John M. Heffington	Art Unit 2179	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 10 July 2007.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-68 is/are pending in the application.
- 4a) Of the above claim(s) 10,26,43 and 61 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-9,11-25,27-42,44-60 and 62-68 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>10 July 2007</u> . | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

This action is in response to the original filing of July 10, 2007. Claims 1, 18, 34, 51 and 68 have been amended. Claims 10, 26, 43 and 61 have been canceled. Claims 1-9, 11-25, 27-42, 44-60 and 62-68 are pending and have been considered below.

### **Terminal Disclaimer**

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome a provisional rejection based on a nonstatutory double patenting has been filed and approved. See 37 CFR 1.130(b).

### **Withdrawal of Rejections**

1. The 35 U.S.C. 101 rejection of claim 68 has been withdrawn in view of the amendment submitted 10 July 2007.

### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Art Unit: 2179

3. Claim 1,2,7,9,13-19,24,29-34,35,40,42,46-52,57,59,60,63-68 are rejected under 35 U.S.C. 102(e) as being anticipated by Anuff (US 2002/0029296 A1).

Claims 1, 34 and 51: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal, comprising:

- a.) a first user interface operable to define and/or manage the portal (Page 1, Paragraph 6);
- b.) a second user interface operable to define and/or manage entitlements for at least one portal resource (Page 1, Paragraph 7);
- c.) wherein the portal can include at least one of the following portal resources: a desktop, a book, a page, a portlet, a shell, a look and feel, and a layout (Page 1, Column 7), (Page 4, Paragraph 66); and
- d.) wherein the entitlement is based on a user role (Page 5, Paragraph 0088)

Claims 2, 35, and 52: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claims 1, 34, and 51 above and further discloses that at least one user interface operable to define and/or manage one of: a desktop, a book, a page, a portlet, a shell, a theme, a menu, a look and feel, and a layout (Page 1, Column 7), (Page 4, Paragraph 66).

Art Unit: 2179

Claims 7, 40 and 57 : Anuff discloses an interactive tool, method and machine readable medium as in claims 1, 34 and 51 above wherein the first user interface includes a context-sensitive editor (Page 4, Column 63-64).

Claims 9, 42, and 59: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claim 1, 34 and 51 above and further discloses an entitlement determines what capabilities are available to a portal visitor for the at least one resources (Page 5, Paragraph 76).

Claim 60: Anuff discloses a machine readable medium for configuring a portal as in claim 51 above and further discloses that the entitlement is based on a user role (Page 2 and 3, Paragraph 26).

Claims 13, 46, and 63: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claim 1, 34 and 51 and above and further discloses that a portlet can dynamically present content (Page 2, Paragraph 26), (Page 3, Paragraph 51).

Claims 14, 47, and 64: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claim 1, 34 and 51 above and further discloses a

Art Unit: 2179

fourth user interface operable to define and/or manage personalization of the portal (Page 3, Paragraph 51), (Page 4, Paragraph 56).

Claims 15, 48, and 65: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claim 14, 47 and 64 above and further discloses that the fourth user interface is operable to define and/or manage a content placeholder ().

Claims 16, 49, and 66: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claim 14, 47 and 64 above and further discloses that the fourth user interface is operable to define and/or manage a content selector (Page 4, Paragraph 56).

Claims 17, 50, and 67: Anuff discloses an interactive tool, method and machine readable medium for configuring a portal as in claim 1, 34 and 51 above and further discloses that a fifth user interface operable to define and/or manage delegated administration (Page 5, Paragraph 73-79).

Claim 18: Anuff discloses an interactive tool for configuring a portal, comprising:  
a.) a first user interface operable to define and/or manage the portal (Page 1, Paragraph 6);

Art Unit: 2179

b.) a second user interface operable to define and/or manage entitlements for at least one portal resource (Page 1, Paragraph 7);

c.) wherein the portal can include at least one of the following portal resources: a desktop, a book, a page, a portlet, a shell, a look and feel, and a layout (Page 1, Column 7), (Page 4, Paragraph 66); and

d.) wherein an entitlement determines what capabilities are available to a portal visitor for the at least one resources (Page 5, Paragraph 76);

e.) wherein the entitlement is based on a user role (Page 5, Paragraph 0088)

Claim 19: Anuff discloses an interactive tool for configuring a portal as in claim 18 above and further discloses that at least one user interface operable to define and/or manage one of: a desktop, a book, a page, a portlet, a shell, a theme, a menu, a look and feel, and a layout (Page 1, Column 7), (Page 4, Paragraph 66).

Claim 24: Anuff discloses an interactive tool, method and machine readable medium as in claim 18 above wherein the first user interface includes a context-sensitive editor (Page 4, Column 63-64).

Claim 26: Anuff discloses an interactive tool for configuring a portal as in claim 18 above and further discloses that the entitlement is based on a user role (Page 2 and 3, Paragraph 26).

Art Unit: 2179

Claim 29: Anuff discloses an interactive tool for configuring a portal as in claim 18 above and further discloses that a portlet can dynamically present content (Page 2, Paragraph 26), (Page 3, Paragraph 51).

Claim 30: Anuff discloses an interactive tool for configuring a portal as in claim 17 above and further discloses a fourth user interface operable to define and/or manage personalization of the portal (Page 3, Paragraph 51), (Page 4, Paragraph 56).

Claim 31: Anuff discloses an interactive tool for configuring a portal as in claim 18 above and further discloses that the fourth user interface is operable to define and/or manage a content placeholder ().

Claim 32: Anuff discloses an interactive tool for configuring a portal as in claim 18 above and further discloses that the fourth user interface is operable to define and/or manage a content selector (Page 4, Paragraph 56).

Claim 33: Anuff discloses an interactive tool for configuring a portal as in claim 18 above and further discloses that a fifth user interface operable to define and/or manage delegated administration (Page 5, Paragraph 73-79).

Claim 68: Anuff discloses a machine readable medium computer data signal embodied in a transmission medium, comprising:



- a.) a code segment including instructions to provide a first user interface operable to define and/or manage the portal (Page 1, Paragraph 6);
- b.) a code segment including instructions to provide a second user interface operable to define and/or manage entitlements for at least one portal resource (Page 1, Paragraph 7); and
- c.) wherein the portal can include at least one of the following portal resources: a desktop, a book, a page, a portlet, a shell, a look and feel, and a layout (Page 1, Column 7), (Page 4, Paragraph 66).
- d.) wherein the entitlement is based on a user role (Page 5, Paragraph 0088)

***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 3,4,5,11,20,21,22,27,36,37,38,44,53,54,55 rejected under 35 U.S.C. 103(a) as being unpatentable over Anuff (US 2002/0029296 A1) in view of Sollenberger (US 2002/0152279 A1).

Claims 3, 36, and 53: Anuff discloses an interactive tool, method, and a computer readable medium as in the interactive tool of claims 1, 34 and 51 above but does not specifically disclose a desktop that can be defined based on a template. However Sollenberger discloses a personalized intranet portal and further discloses a desktop application (Page 1, Paragraph 5). Therefore, it would have been obvious to one having ordinary in the art at the time of the invention to include a template for the desktop application with the already existing templates of Anuff. One would have been motivated to have a desktop based on a template to give novel users some guidance thereby improving the user-friendliness.

Claims 4,37,54: Anuff discloses an interactive tool, method, and a computer readable medium as in the interactive tool of claims 1, 34 and 51 but does not disclose a desktop is a user-specific view of a portal. Sollenberger discloses that the user can customize sections of the intranet portal (abstract). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to allow the user to customize sections of the intranet portal. One would have been motivated to allow the user to customize sections of the intranet portal in order for the portal to correspond to the users particular needs and requirements.

Claims 5, 38, and 55: Anuff discloses an interactive tool, method, and a computer readable medium as in the interactive tool of claims 1, 34 and 51 above but does not specifically disclose providing a third user interface operable to define and/or manage a

Art Unit: 2179

desktop; and wherein the third user interface can render a preview of the desktop.

However Sollenberger discloses a personalized intranet portal and further discloses designing a desktop as defined by the user and previewing the display (Page 5, Paragraph 42-44). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide an interface for defining the desktop and for previewing in Anuff. One would have been motivated to include the interface because a user may need to see if the layout selected accommodates the space allotted.

Claims 11,44: Anuff discloses the interactive tool of claims 1 and 34 and further discloses wherein content is part of a virtual content repository (VCR) (paragraph 0024) [A collection of web pages that relate to a common topic and are interlinked with one another may form a web site], but does not disclose a third user interface operable to define and/or manage content. Sollenberger discloses the user adding, removing or rearranging modules in that section. (Abstract, lines 8-10). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to permit the user adding, removing or rearranging modules. One would have been motivated to permit the user adding, removing or rearranging modules in order to customize the portal.

Claim 20: Anuff discloses an interactive tool, as in the interactive tool of claim 18 above but does not disclose a desktop that can be defined based on a template. However Sollenberger discloses a personalized intranet portal and further discloses a desktop

Art Unit: 2179

application (Page 1, Paragraph 5). Therefore, it would have been obvious to one having ordinary in the art at the time of the invention to include a template for the desktop application with the already existing templates of Anuff. One would have been motivated to have a desktop based on a template to give novel users some guidance thereby improving the user-friendliness.

Claim 21: Anuff discloses the interactive tool of claim 18 but does not disclose a desktop is a user-specific view of a portal. Sollenberger discloses that the user can customize sections of the intranet portal (abstract). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to allow the user to customize sections of the intranet portal. One would have been motivated to allow the user to customize sections of the intranet portal in order for the portal to correspond to the users particular needs and requirements.

Claim 22: Anuff discloses an interactive tool, as in the interactive tool of claim 18 above but does not specifically disclose providing a third user interface operable to define and/or manage a desktop; and wherein the third user interface can render a preview of the desktop. However Sollenberger discloses a personalized intranet portal and further discloses designing a desktop as defined by the user and previewing the display (Page 5, Paragraph 42-44). Therefore, it would have been obvious to one having ordinary in the art at the time of the invention to provide an interface for defining the desktop and for previewing in Anuff. One would have been motivated to include the interface

Art Unit: 2179

because a user may need to see if the layout selected accommodates the space allotted.

Claim 27: Anuff discloses the interactive tool as in claim 18 above, and further discloses wherein content is part of a virtual content repository (VCR) (paragraph 0024) [A collection of web pages that relate to a common topic and re interlinked with one another may form a web site], but does not disclose a third user interface operable to define and/or manage content. Sollenberger discloses the user adding, removing or rearranging modules in that section. (Abstract, lines 8-10). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to permit the user adding, removing or rearranging modules. One would have been motivated to permit the user adding, removing or rearranging modules in order to customize the portal.

6. Claims 6,8,12,23,25,28,39,41,45,56,58,62 are rejected under 35 U.S.C. 103(a) as being unpatentable over Anuff (US 2002/0029296 A1) in view of Parker (The Complete Idiots Guide to Microsoft FrontPage 2000).

Claims 6,8,39,41,56,58: Anuff discloses the interactive tool of claims 1, 34 and 51 but does not disclose that the portal can be depicted graphically as a hierarchy of the at

Art Unit: 2179

least one portal resources. Parker discloses the FrontPage application window with webpage resources displayed in a hierarchical manner (page 7, figure). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to depict the webpage (portal) graphically with the application window showing the webpage resources in a hierarchical manner. One would have been motivated to depict the webpage (portal) graphically with the application window showing the webpage resources in a hierarchical manner to be able to view and manipulate the resources at different levels of abstraction.

Claims 12,45,62: Anuff discloses the interactive tool of claim 11 but does not disclose that the third user interface allows a user to modify the VCR by dragging and dropping graphical objects representing VCR nodes. Parker discloses the drag and drop operation (page 52, "Try Drag and Drop"). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to support drag and drop of objects to modify the VCR. One would have been motivated to support drag and drop of objects to modify the VCR because this is a common method in the computer arts field for adding members to a collection.

Claim 23,25: Anuff discloses the interactive tool of claim 18 but does not disclose that the portal can be depicted graphically as a hierarchy of the at least one portal resources. Parker discloses the FrontPage application window with webpage resources displayed in a hierarchical manner (page 7, figure). Therefore, it would have

Art Unit: 2179

been obvious to one having ordinary skill in the art at the time of the invention for Anuff to depict the webpage (portal) graphically with the application window showing the webpage resources in a hierarchical manner. One would have been motivated to depict the webpage (portal) graphically with the application window showing the webpage resources in a hierarchical manner to be able to view and manipulate the resources at different levels of abstraction.

Claim 28: Anuff discloses the interactive tool of claim 27 wherein: the third user interface allows a user to modify the VCR by dragging and dropping graphical objects representing VCR nodes. Parker discloses the drag and drop operation (page 52, "Try Drag and Drop"). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention for Anuff to support drag and drop of objects to modify the VCR. One would have been motivated to support drag and drop of objects to modify the VCR because this is a common method in the computer arts field for adding members to a collection.

### ***Conclusion***

7. Applicant's arguments with respect to claims 1, 18, 34, 51 and 68 have been considered but are moot in view of the new ground(s) of rejection.

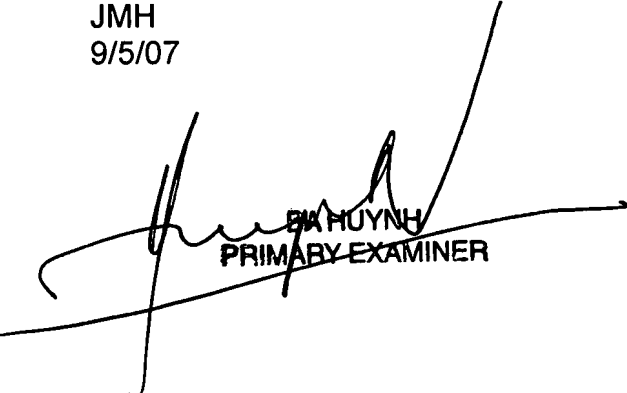
Art Unit: 2179

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John M. Heffington whose telephone number is (571) 270-1696. The examiner can normally be reached on Mon - Fri 8:00 - 5:30 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on (571) 272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JMH  
9/5/07

  
BA HUYNH  
PRIMARY EXAMINER